

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

SKANSKA USA BUILDING, INC., a
Delaware corporation,

Plaintiff,

v.

ROGERS-QUINN CONSTRUCTION, INC.,
a California corporation,

Defendant.

ROGERS-QUINN CONSTRUCTION, INC., a
California corporation,

Counter-Claimant,

v.

SKANSKA USA BUILDING, INC., a
Delaware corporation,

Counter-Defendant.

2:05-cv-0537-GEB-GGH

ORDER

On October 3, 2005, Plaintiff filed a letter representing that the settlement agreement in this case should be finalized within 30 to 45 days. Therefore, the September 13, 2005, Order requiring the parties to file a document or documents that effect dismissal of this action no later than October 3, 2005, is modified to allow the parties

1 until November 10, 2005, to file the dismissal document or documents.
2 The final pretrial conference currently scheduled to be held November
3 13, 2005, is continued to December 19, 2005, at 2:30 p.m. This should
4 provide the parties time to file a document or documents that could
5 effect dismissal before their Joint Pretrial Statement is due. The
6 parties shall file a Joint Pretrial Statement no later than
7 December 12 if the above-referenced dismissal document has not been
8 filed or lodged by that date.¹

9 IT IS SO ORDERED.

10 Dated: October 12, 2005

11 /s/ Garland E. Burrell, Jr.
12 GARLAND E. BURRELL, JR.
13 United States District Judge
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25 ¹ The failure of one or more of the parties to participate in
26 the preparation of the joint pretrial statement does not excuse the
27 other parties from their obligation to timely file a pretrial statement
28 in accordance with this Order. In the event a party fails to
participate as ordered, the party timely submitting the pretrial
statement shall include a declaration explaining why it was unable to
obtain the cooperation of the other party or parties.